## **Claims**

## 1-16. (canceled)

17. (currently amended) A messaging method, comprising:
selecting a message type for a message for delivery to at least one selected recipient;
evaluating application presence data associated with the recipient activity in and an
application associated with the selected message type; and
processing the message based on the evaluation.



- 18. (previously presented) The method of claim 17, further comprising obtaining the application presence data from a presence repository.
- 19. (previously presented) The method of claim 17, further comprising obtaining the application presence data from an application server.
- 20. (original) The method of claim 17, further comprising delivering the message to the user if the evaluation indicates that the recipient is available.
- 21. (original) The method of claim 17, further comprising discarding the message if the evaluation indicates that the recipient is unavailable.
- 22. (original) The method of claim 17, further comprising directing the message to a destination selected based on the evaluation.
  - 23-36. (canceled)
- 37. (previously presented) The messaging method of claim 17, wherein the selected application is at least one of a chat application and an instant messaging application.